



*United States Attorney  
Eastern District of New York*

MEF:TJS  
2004R01353

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January 22, 2006

By ECF and Facsimile

Michael Rosen, Esq.,  
61 Broadway, Suite 1105  
New York, NY 10006

Thomas R. Ashley, Esq.  
50 Park Place  
Suite 1400  
Newark, NJ 07102

Re: United States v. Michael Spataro and Carmine DeRoss,  
Criminal Docket No. 04-CR-911 (S-1) (SJ)

Dear Counsel:

You may pick up the government's 3500 exhibits between 3:00 p.m. and 5:00 p.m. on January 23, 2006 at the reception desk on the 19<sup>th</sup> floor of One Pierrepont Plaza. If they are not picked up by 5:00 p.m., the government will send them to you via overnight courier. These exhibits are being provided in advance of trial on the following condition: The 3500 exhibits, or copies thereof, will be shown and provided only to the lawyers, and their employees and agents, who are presently working on this case as counsel to Spataro and Carmine DeRoss and to Spataro and Carmine DeRoss themselves – and to no other persons. By accepting advance production of these 3500 exhibits, the defendants and their counsel agree to this condition.

Very truly yours,

ROSLYNN R. MAUSKOPF  
United States Attorney

By: /S/ Thomas J. Seigel  
Thomas J. Seigel  
Assistant U.S. Attorney

cc: Hon. Sterling Johnson, Jr. (via ecf)